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3 **TB T I F F A N Y & B O S C O**  
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10 Attorneys for Plaintiff NEXA Mortgage, LLC

11  
**IN THE UNITED STATES DISTRICT COURT**  
 12 **FOR THE DISTRICT OF ARIZONA**

13 NEXA Mortgage, LLC,

14 Case No.: 2:23-cv-00410-SPL

15 Plaintiff,

16 vs.

17 **STATUS REPORT REGARDING**  
 18 **SETTLEMENT**

19 Smart Mortgage Centers, Inc.,

20 Defendant.

21 Pursuant to the Court's Order entered on February 24, 2025, ECF No. 64, Plaintiff NEXA  
 22 Mortgage, LLC, ("NEXA") hereby submits this status report regarding its settlement efforts with  
 23 Defendant Smart Mortgage Centers, Inc. ("Smart").

24 Since this Court entered its Order granting Smart's former counsel's application for  
 25 withdrawal as counsel on February 4, 2024, no counsel has entered an appearance on behalf of  
 26 Smart in this Court and there have been no responses from Smart directly regarding this case. As  
 27 such, undersigned counsel for NEXA has not conferred with Smart Mortgage concerning this  
 28 status report. Further, recent settlement discussions before the Magistrate Judge in *Noe et al., v.*  
*Smart Mortgage, et al.*, No. 1:21-cv-01668, concluded with no settlement reached as Smart  
 remains unrepresented in that matter as well, in which summary judgment was previously granted

1 as to liability against Smart.

2 As Smart has failed to respond to Requests for Admission served by NEXA on February  
 3 14, 2025, and discovery is now closed, NEXA intends to file a Motion for Summary Judgment in  
 4 this matter within the next 7 days.  
 5

6 Dated: March 26, 2025

By: /s/ Ari Karen  
 7 Ari Karen (*pro hac vice*)  
 Natalie Thomas (*pro hac vice*)  
 8 Corinne Bahner (*pro hac vice*)  
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19 *Attorneys for Plaintiff NEXA Mortgage, LLC*

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**CERTIFICATE OF SERVICE**  
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5 I hereby certify that on March 26, 2025, I electronically filed the foregoing with the Clerk  
6 of the Court using the CM/ECF system which will send notification of such filing to all CM/ECF  
7 registrants. Further, I will serve a copy of the foregoing via first class mail upon the following:  
8

9 Smart Mortgage Centers, Inc.  
10 350 Houbolt Road, Suite 205  
Joliet, Illinois 60431

11 /s/ Corinne Bahner  
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